

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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Jovan Badillo,

Civil No. 14-4824 (DSD/TNL)

Petitioner,

v.

Warden Kent Grandlienard,

**ORDER**

Respondent.

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Jovan Badillo, #217620, MCF- Oak Park Heights, 5329 Osgood Avenue North, Stillwater, MN 55082 (*pro se* Petitioner).

Matthew Frank and James B. Early, Minnesota Attorney General's Office, 455 Minnesota Street, Suite 1800, St. Paul, MN, 55101; Jean E. Burdorf, Hennepin County Attorney's Office, 300 South Sixth Street, Suite 2000, Minneapolis, MN 55487 (for Respondent).

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Based upon the Report and Recommendation by United States Magistrate Judge Tony N. Leung dated July 24, 2015 [Docket No. 16], along with all the files and records, and no objections to said Recommendation having been filed, **IT IS HEREBY ORDERED** that:

1. Petitioner's Motion for Writ of Habeas Corpus [Docket No. 1] is **DENIED**;  
[Docket No. 1] is **DENIED**;
2. Petitioner's Motion to Vacate the Sentence and Judgment of the State of Minnesota [Docket No. 4] is **DENIED**;

3. This action is **DISMISSED WITH PREJUDICE.**

**LET JUDGMENT BE ENTERED ACCORDINGLY.**

Dated: August 31, 2015

s/David S. Doty

David S. Doty, Judge  
United States District Court